

Mr. Allen Dupier Garrett
*4366289 CCCF
330 Federal Str.
Camden, NJ 08103

1-copy to:
3rd Cir Dist Ct
P.O. Box 2797
Camden, NJ 08101

Petition of Service
CCCF - Law Librarian
Mr. Russell Hart
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Third Cir. Cf. of Appeals
21400 US Court House
601 Market Str.
Phila, P.A. 19106

Dated 5/25/2022
(14th Amd Viol.)

12995 Total
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Allen Dupree Garrett (pro se) Plaintiff

v.

Governor Phillip D. Murphy et al,
 3rd Cir Dist Ct. * 20 cv 05235

"Addendum"

5/25/2022 Dated
 Fourteenth Amendment Violation's
 RECEIVED
 Attachments 11 - 12 pgs total.
 MAY 31 2022

AT 8:30 _____ M
 WILLIAM T. WALSH
 CLERK

Irreparable harm based on covid-19 virus (2020) since there was no vaccine for covid-19 "nor were there (any) see medical records) known Therapeutic Treatments. Inmates Facing lasting Illness 2/2020 (unfo- 2021 questionable no cure) or Death. "Fact": 2020.

Adequate measures were not in place to protect from Covid-19 in (CCCF) the detention facilities. "Fact": 2020.

A remedy for unsafe conditions need not await a tragic Event, 451 F. Supp 3d 358. Defendants Ignored Conditions of confinement that is likely to cause needless suffering next week or month or year 98 S. Ct 2565.

Remedy were to remove from Danger- 316 F.3d 257. medical harm (Covid-19 virus) so grave that society will not condone it - 509 US 25, 36. Plaintiff remained detained 1/2020 unfo 2022. Defendants chose this course in conscious disregard of an excessive risk to plaintiff health, 352 US 337, 347 Deprived inmates of the minimal civilized measures of life's necessities example '98 S. Ct 2565 - confinement became punitive 468 N.J. Super 422, 782 F.2d 1510, 1516.

The Defendants has subjected the Plaintiff Mr. Allen Dupree Garrett to a Due process Fourteenth Amendment Violation's 102 S. Ct 1148, 91 S. Ct 1586, 92 S. Ct 1983, 89 S. Ct 1820.

Plaintiff Pose Liffant: Mr. Allen Dupree Garrett

1st Cir COA
 0-2719

Need not wait


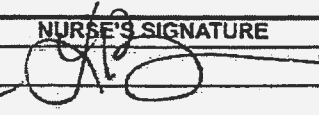
05/14/2020		***Civil Case Terminated. (dmr) (Entered: 05/15/2020)
05/26/2020	<u>16</u>	Letter from ALLEN DUPREE GARRETT re: Medical File of Blood Pressure. (dmr) (Entered: 05/26/2020)
08/17/2020	<u>17</u>	APPLICATION to proceed IN FORMA PAUPERIS by ALLEN DUPREE GARRETT. (dmr) (Entered: 08/17/2020)
08/18/2020		REOPENING CASE: The Clerk is in receipt of the re <u>17</u> Application to Proceed IFP filed on 08/17/2020 and hereby reopens the case for review by a Judicial Officer. (dpw) (Entered: 08/18/2020)
08/18/2020	<u>18</u>	Letter from ALLEN DUPREE GARRETT dated 8/12/2020. (dmr) (Entered: 08/18/2020)
08/21/2020	<u>19</u>	NOTICE OF APPEAL by ALLEN DUPREE GARRETT. The Clerk's Office hereby certifies the record and the docket sheet available through ECF to be the certified list in lieu of the record and/or the certified copy of the docket entries. (js) (Entered: 08/21/2020)
08/24/2020	<u>20</u>	USCA Case Number 20-2719 for <u>19</u> Notice of Appeal (USCA) filed by ALLEN DUPREE GARRETT. USCA Case Manager Desiree (Document Restricted - Court Only) (ca3dwb,) (Entered: 08/24/2020)
08/26/2020	<u>21</u>	Memorandum Opinion and Order Directing the Clerk to create a new civil action and close this matter. Signed by Judge Noel L. Hillman on 8/26/20. n.m.(dd,) (Entered: 08/26/2020)
09/04/2020	<u>22</u>	Letter from ALLEN DUPREE GARRETT. (dmr) (Entered: 09/11/2020)
09/16/2020	<u>23</u>	Letter from ALLEN DUPREE GARRETT re: Notice of Final Order. (dmr) (Entered: 09/16/2020)
09/18/2020	<u>24</u>	OPINION. Signed by Judge Noel L. Hillman on 9/18/2020. (dmr) (Entered: 09/18/2020)
09/18/2020	<u>25</u>	ORDER Dismissing the Complaint with prejudice. Signed by Judge Noel L. Hillman on 9/18/2020. (dmr)(n.m.) (Entered: 09/18/2020)
10/05/2020	<u>26</u>	NOTICE of the Courts by ALLEN DUPREE GARRETT (dmr) (Entered: 10/05/2020)
10/05/2020	<u>27</u>	Letter from ALLEN DUPREE GARRETT re doctrine of unclean hands. (rtm,)(nm) (Entered: 10/05/2020)
11/24/2020	<u>28</u>	NOTICE/ADDENDUM TO AFFIDAVIT IN SUPPORT OF MOTION TO PROCEED IFP by ALLEN DUPREE GARRETT. (js) (Entered: 11/24/2020)
12/11/2020	<u>29</u>	NOTICE of filing error re <u>28</u> Notice/Addendum by ALLEN DUPREE GARRETT. (Case number was not provided on Doc. <u>28</u>) (dmr) (Entered: 12/11/2020)

Wilcox v. Caldwell
2022 US Dist Lexis 27929

FACILITY NAME

MONTH / YEAR 2/20

MEDICATION SHEET & ADMINISTRATION RECORD			HOUR	1	2	3	4	5	6	7	8	9	10	11	12	13	14	15	16	17	18	19	20	21	22	23	24	25	26	27	28	29	30	31											
02/25/2020 GARRETT, ALLEN DUPREE #881340B ACETAMINOPHEN 325MG TAB END: 03/03/2020 TAKE 2 TABLET(S) ORALLY TWO TIMES A DAY AS NEEDED / R. CLEMONS, MD 8124 PRFL INITIALS			0930																																										
			PIN																																										
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			Nurse Initials: JV	START 2-25												STOP 2-3																													
02/25/2020 GARRETT, ALLEN DUPREE #881340B GUAIFENESIN 200MG TAB END: 03/03/2020 TAKE 1 TABLET(S) ORALLY TWO TIMES A DAY AS NEEDED / R. CLEMONS, MD 8124 PRFL INITIALS			0930																																										
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02/25/2020 GARRETT, ALLEN DUPREE #881340B CHLORPHENIRAMINE 4MG TAB END: 03/03/2020 TAKE 1 TABLET(S) ORALLY TWO TIMES A DAY AS NEEDED / R. CLEMONS, MD 8124 PRFL WRITTEN INITIALS			0930																																										
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02/25/2020 GARRETT, ALLEN DUPREE #881340B AMLODIPINE 5MG TAB END: 05/25/2020 TAKE 1 TABLET(S) ORALLY DAILY / R. CLEMONS, MD 2721 PRFL WRITTEN INITIALS KB			0930																																										
			Nurse Initials: KB	START 2/25												STOP 5/25																													
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MEDICATION SHEET & ADMINISTRATION RECORD			HOUR	1	2	3	4	5	6	7	8	9	10	11	12	13	14	15	16	17	18	19	20	21	22	23	24	25	26	27	28	29	30	31			
ALLERGIES																																					
DIAGNOSES																																					
PATIENT NAME			GARRETT, ALLEN DUPREE																																		
ID			4366289																																		
DOB			6/25/74																																		
LOC. NO.			55C																																		
DOCUMENTATION CODES =			DC - Discontinued Order R - Refused S - Self Administered DO - Dose Omitted C - Court NS - No Show H - Medical Hold LD - Lock Down O - Other																																		
PHYSICIAN'S NAME																																					
NURSE'S SIGNATURE																																					
INITIAL			JV																																		
NURSE'S SIGNATURE																																					
INITIAL			u																																		

PAGE: 1 of 1

FACILITY NAME: 740 - CAMDEN COUNTY

MONTH / YEAR 03/2020

MEDICATION SHEET & ADMINISTRATION RECORD

HOUR	1	2	3	4	5	6	7	8	9	10	11	12	13	14	15	16	17	18	19	20	21	22	23	24	25	26	27	28	29	30	31
ACETAMINOPHEN 325MG TAB TYLENOL TAKE 2 TABLET(S) ORALLY TWO TIMES A DAY AS NEEDED	0930																														
RX 24463348 ROBIN CLEMONS MD	1930																														
CHLORPHENIRAMINE 4MG TAB	0930																														
TAKE 1 TABLET(S) ORALLY TWO TIMES A DAY AS NEEDED	1930																														
RX 24463350 ROBIN CLEMONS MD	0930																														
GUAIFENESIN 200MG TAB HYTUSS TAKE 1 TABLET(S) ORALLY TWO TIMES A DAY AS NEEDED	1930																														
RX 24463349 ROBIN CLEMONS MD	0930																														
AMLODIPINE 5MG TAB NORVASC TAKE 1 TABLET(S) ORALLY DAILY	0930																														
RX 24419144 ROBIN CLEMONS	0930																														
03/10/2020 GARRETT, ALLEN DUPREE #881340B ACETAMINOPHEN 325MG TAB TAKE 2 TABLET(S) ORALLY TWO TIMES A DAY AS NEEDED / C. UBAH, NP 8117 PRFL WRITTEN INITIALS	0930																														
03/10/2020 GARRETT, ALLEN DUPREE #881340B GUAIFENESIN 200MG TAB TAKE 2 TABLET(S) ORALLY TWO TIMES A DAY / C. UBAH, NP 8117 PRFL WRITTEN INITIALS	0930																														

MEDICATION SHEET & ADMINISTRATION RECORD

HOUR	1	2	3	4	5	6	7	8	9	10	11	12	13	14	15	16	17	18	19	20	21	22	23	24	25	26	27	28	29	30	31
ALLERGIES	NKDA																PHYSICIAN'S NAME ROBIN CLEMONS MD														
DIAGNOSES	36079																NURSE'S SIGNATURE INITIAL NURSE'S SIGNATURE INITIAL														
PATIENT NAME GARRETT ALLEN DUPREE	ID #881340B	LOC. NO. 855	NURSE'S SIGNATURE INITIAL NURSE'S SIGNATURE INITIAL																												
DOB 06/25/1974	DOCUMENTATION CODES =																DC - Discontinued Order DO - Dose Omitted H - Medical Hold R - Refused C - Court LD - Lock Down S - Self Administered NS - No Show O - Other														

MONTH / YEAR 9 / 2020

Dr

Camden County Correctional Adult

330 Federal Street Camden, NJ 08103
Phone: (856) 225-9310

December 21, 2020
Page 1

ALLEN DUPREE GARRETT COMMITMENT#: 4366289 SBI#: 881340B 46 Years Old
DOB: 06/25/1974 LOC: 3 SOUTH C 39 02 Gender: Male HLCN: CCCFA

12/07/2020 - Segregation Unit: Special Housing Unit Rounds
Provider: Devin Cunliffe MHS
Location of Care: Camden County Correctional Adult

Special Housing Unit Rounds

Was the Special Housing Unit Round Completed? Yes

Comments: mh covid quarantine rounds completed. denies sl reports feels more depressed. awaiting psychiatry follow up past due. follow up made urgent.

Code: MH - Mental Health Referral

Electronically signed by Devin Cunliffe MHS on 12/07/2020 at 6:46 PM

(12/07/20)

NOV 29 2021

Allen Dupree Garrett

Full Review

* 20-12-1031-I

Date 9/4/2021

In re "New Jersey Appellate Division", Third Cir. Dist. Ct,
Third Cir. Ct. of Appeals : *20-2719 ; *21-1651

Decision in the US Dist Ct could not be Appealed to the
Third Cir Ct of Appeals because the action is still pending in State Court.
Zacharias v. Walmart, PLC 345 NJ Super 218 784 A.2d 741 (App Div 2001)
(Supports Review)

(# 20-2719) "Default Judgment - Demand,"

Garrett v. Murphy 2020 US Dist Lexis 171238

Upon "Election to stand on its motion" for Summary Judgment
(Final Order) and its refusal to answer or otherwise plead to
Complaint, Judgment should be entered for plaintiff:

Hummel v. Wells Petroleum Co. 111 F.2d 883, 43 AM BR (N.S.) 23
Bankr. L. Rep (CCH) 62458 1940 US App Lexis 3796 (11th Cir 1940)

(#21-1651) Garrett v. Wexford Health 938 F.3d 69

"Should not have been dismissed for Failure to Exhaust
Administration Remedies."

Jones v. Bock 549 US 199 (2007), Eliminated the Burden of proof
on a prisoner to plead and prove Exhaustion of Administrative
remedies. (Oppose Jurisdictional Defect)

h. figure out:
Pro Se Mr. Allen Dupree Garrett

CLD-206

June 24, 2021

ALLEN DUPREE GARRETT, Appellant

VS.

GOVERNOR PHIL MURPHY

21-1651ORDER

The foregoing appeal is dismissed for lack of appellate jurisdiction. Our jurisdiction is limited generally to reviewing the “final decisions” of district courts. 28 U.S.C. § 1291. Voluntarily dismissal of an action without prejudice — like the dismissal at issue here — is typically not final. See Galaza v. Wolf, 954 F.3d 1267, 1273 (9th Cir. 2020) (Paez, J., concurring in the judgment) (suggesting that a plaintiff’s voluntarily dismissal of her remaining claims without prejudice under Federal Rule of Civil Procedure 41(a)(1)(A)(i) “will ordinarily not result in a final judgment a plaintiff may appeal”); cf. S.B. v. KinderCare Learning Ctrs., LLC, 815 F.3d 150, 152 (3d Cir. 2016) (stating that a dismissal is not final where the party appealing is a plaintiff who moved for voluntary dismissal under Rule 41(a)(2)); Unioil, Inc. v. E.F. Hutton & Co., Inc., 809 F.2d 548, 555 (9th Cir. 1986) (“To be appealable, an order must be adverse to the appealing party. As a general rule, a plaintiff may not appeal a voluntary dismissal because it is not an involuntary adverse judgment against him.”), overruled in part on other grounds by In re Keegan Mgmt. Co., Sec. Litig., 78 F.3d 431, 434-35 (9th Cir. 1996). Although a dismissal without prejudice may be appealed in certain circumstances, such as where the District Court has imposed “unreasonably onerous conditions on the plaintiff’s right to refile,” where the plaintiff elects to stand on the dismissed complaint, or where the plaintiff’s ability to refile is otherwise foreclosed, KinderCare Learning Ctrs., LLC, 815 F.3d at 152 n.1, 152-53, none of those circumstances is present here. In light of this disposition, we do not reach the question whether to grant a certificate of appealability.

By the Court,

s/Anthony J. Scirica
Circuit Judge

Dated: July 15, 2021

cc: Allen Dupree Garrett
Kevin J. Hein, Esq.



A True Copy:

A handwritten signature in cursive script, appearing to read "Patricia S. Dodszeit".

Patricia S. Dodszeit, Clerk
Certified Order Issued in Lieu of Mandate

NOV 29 2021

~~Addendum~~

Date 9/20/2020

Third Circuit Court of Appeals

RECEIVED SEP 16 2021

Plaintiff-(pro se) Mr. Allen Dupree Garrett

20-2719

v.

42 USC 1983

Defendant-(Government) Phil Murphy et al.

Personal Injury

#20 cv 05235 (NLH/JS)

"18 USC 241"

AUG 31 2021

SUPERIOR COURT
OF NEW JERSEY

Plaintiff: Right to free exercise and enjoyment of freedom from involuntary servitude and "Slavery" is one protected by 18 USC 241. While clearly two or more persons must conspire for violation of 18 USC 241 - IT IS NOT Necessary - in order to convict and punish one Conspirator. United States v. Crum 404 F. Supp 1161 1975 lexis 15048 (WD PA 1975).

The Supreme Court has also noted that municipal liability may be imposed for a single decision by municipal Policy makers under appropriate circumstances Pembaur v. Cincinnati 106 S.Ct 1292.

42 USC 1983 is not a source of substantive rights but a vehicle for vindicating rights conferred by the U.S. Constitution or "Federal Statute" 99 S.Ct 2689 (1979)

(ie) 18 USC 241 Conspiracy against rights if two or more persons conspire to *Injure, *Oppress, or intimidate or *an attempt to kidnap/kidnapping - Due process of Law - United States v Price 86 S.Ct 1152,

Bell v. Wolfish 99 S.Ct 1861 right not to be punished before Grand Jury - In Explanation. On March 16th 2020 Governor Phil Murphy et al. Executed an Executive Order #104 which mandates the Closure of New Jersey Courts/System.

This Policy decision caused infringement upon Plaintiff's Constitutional Rights as a Pre-trial Detainee - detained within the Camden County Correctional Facility of Camden New Jersey. From 1/30/2020 til date.

Constitutional rights for which a reasonable person would have known - Harlow v. Page: () of () Fitzgerald 102 S.Ct 2727.

of

NOV 29 2021

~~Addendum~~
Third Circuit Court of Appeals

RECEIVED SEP 15 2021
SUPERIOR COURT
NEW JERSEY

Plaintiff (prose) Mr. Allen Dupree Garrett

20-2719

v.
Defendant - (Governor) Phil Murphy et al.
#20 cv 05235 (NLH) (JS)

42 USC 1983

Personal Injury

"18 USC 241"

(Continuation)

Brief Explanation: Fifth Amendment Constitutional Violation
conjuges the removal of Grand Jury process from the Courts
due to Executive Order #104, Sixth Amendment Constitutional
Violation is due to Execution of the Fifth Amendment
Constitutional Violation - No Function of a Speedy Trial,
Fourth Amendment Violation become vital and Detrimental
due to Seizure of Persons = Held in Violation of the
United States Constitution of America.

Defendant Executive Order #124 is "in-Valid" as such Policy
of The Judiciary, which has established a New Working
Group on Covid-19 Jury Operations "Work Group" (609) 376-3000
by Hon. Glenn A. Gant J.A.D. 9/11/2020.

* Discrimination and Void of Procedural Due Process.
The Defendant et al, is vested under 1953 N.J. Laws to
Cope with an Emergency and *Equally to avoid or protect
against any Emergency.

Continuing Injury: Such intentional discrimination may be
proved either by direct evidence or by circumstantial evidence
of a discriminatory motive. 9/11/2020 Notice to Bar by
Hon. Glenn A. Gant J.A.D. "Jury Selections and Trials
are Scheduled in the First three Counties Bergen 9/2/20,
Atlantic 9/28/20 and Cumberland 10/5/20 - "NOTHING"-
for Camden County Pretrial Detainees. Plaintiff detained
1/30/20 fill date Unconstitutional.

NOV 29 2021

RECEIVED SEP 13 2021

~~Addendum~~

Third Circuit Court of Appeals

Date 9/20/2020

Plaintiff - (prose) Mr. Allen Dupree Garrett

20-2719

42 USC 1983

Personal Injury

"18 USC 241"

Defendant - (Governor) Phil Murphy et al.

20 cv 05235 (NLH/JS)

(situation)

Interview: Plaintiff (prose) Mr. Allen Dupree Garrett #4366289 has been detained without probable cause *Geness v. Cox* 902 F.3d 1314 (3rd Cir. 2018) Discrimination and failure to comply with procedure.

The Plaintiff right to remain at liberty continues until a court pronounces a judgment of sentence *Stevenson v. Carroll* 495 F.3d 62 3rd Cir 2016

Lord Servitude has larger meaning than Slavery and obvious purpose of Thirteenth Amendment is to Forbid "all shades and Conditions of African Slavery". *Slaughter House cases*, 83 US 36, 21 LEd 394, 872 US Lexis 1139 (1873).

Plaintiff became Sickened with the likes of Covid-19 symptoms (see medical records) "Like" is because Plaintiff is not a Doctor - Yet symptoms are A-Like denial of Release.

"Punitive and Actual Damages"

Settlement: \$100,000,000^{or} - one hundred million dollars and Immediate release. Requesting Judicial Jurisdiction over Defendants negotiation *Ladd v. City of Ocean City* 833 F.3d 286, 294 (3rd Cir 2016) note* Fed. R. 408 makes Inadmissible any Evidence of Negotiations.

Information

Camden County Correctional Facility

Mr. Allen Dupree Garrett #4366289

330 Federal Str.

Camden, NJ 08102

cc. Governor Phil Murphy et al.

Court Clerk - Third Circuit Court of Appeals

Attorney General of New Jersey

Litigant Prose Plaintiff
Mr. Allen Dupree Garrett

of

of

Allen Dupree Gracett #1264786
Camden County Correctional Facility
330 Federal Street
Camden, NJ 08103



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WILLIAM T. WALSH
CLERK

3rd Cir. District
P.O. Box 2797
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LEGAL MAIL